IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 1867 OF 1998.

Bank of Baroda. ... Plaintiff.
Versus.
Aslam Asgherali & anr. ... Defendants.

Shri V.N.Tendulkar for the Plaintiff.

None for the Defendants.

CORAM : ABHAY S.OKA, J.

DATED : 6th July, 2007.

P.C.:

1. This suit is kept under the caption of "Undefended suits for exparte decree". I have perused the averments made in the plaint.

2. Considering the averments made in the plaint, this is a fit case for invoking sub-rule (2) of Rule 5 of Order VIII of the Code of Civil Procedure, 1908. None of the Defendant is under any disability.

3. Hence there will be a decree in terms of prayer clauses (a), (b), (c) and (g). The Plaintiff is at liberty to execute the decree before the same is sealed.

Judge.